

COMMITTEES AND COMMISSIONS

SECTION 1. AGRICULTURAL DEVELOPMENT COMMISSION

The Select Board shall appoint a citizen's committee to be called the AGRICULTURAL DEVELOPMENT COMMISSION, to be comprised of nine members, serving staggered terms of three years each. Said Commission shall serve as facilitators for encouraging the pursuit of agriculture in Dartmouth, and to promote agricultural-based economic opportunities in the Town.

06-14-88	09-23-88	10-04-88
05-25-99	09-07-99	09-15-99
11-18-03	12-30-03	01-05-04

SECTION 2. CAPITAL PLANNING COMMITTEE

The Capital Planning Committee shall develop a long-range plan related to acquiring, maintaining, and improving Town-owned land, buildings, and equipment and make recommendations to the annual capital needs, acquisition, improvements and maintenance to the appropriate officer(s), Board, Agency, or Department. Such recommendations are to be included within the annual town budget and annual town report. Other duties and responsibilities of said Capital Planning Committee may be specified by By-Law. Any vacancy occurring shall be filled for the unexpired term in the same manner of the original appointment. The Committee will be comprised of appointed members and the Director of Budget and Finance/Treasurer. The appointments will be made by the Selectmen for 3-year terms, with the terms being staggered every 3 years. Said committee will also be charged with establishing a long-term Capital Planning Program.

Sub-Section 1. ESTABLISHMENT OF COMMITTEE

The committee membership will be comprised of 11 members made up of three groups.

1. Citizen representatives who have experience in the building trades, finance, capital asset acquisition, and other relevant backgrounds.
2. Department Heads or their designated representative from the following Town Offices and Boards: School Department, Police Department, Libraries, Department of Public Works and Town Hall Representative.
3. Director of Budget and Finance.

Sub-Section 2. HEAD OF THE COMMITTEE

The Committee will elect a Chairman by a vote of the newly appointed members at the first available assembly of an appointed quorum.

COMMITTEES AND COMMISSIONS (cont'd)

Sub-Section 3. GENERAL SCOPE OF THE COMMITTEE

The committee shall annually review the capital improvement programs and proposals of the various departments, officer boards and make recommendations for the construction of buildings, acquisition of land, personal property, repairs and maintenance of existing municipal buildings. It will also be charged with the development and utilization of a "Long Term Plan" of approximately 3 to 5 years in duration for acquisition of future needs.

05-23-89 09-22-89 09-26-89

Sub-Section 4. VOTING

The yearly and long-term Capital Improvement Plans of the Committee shall be voted at a public meeting at which a majority of the Citizen Representatives as defined in Sub-Section 1 (1) are present.

The vote on yearly and long term Capital Improvement Plans shall be solely by the Citizen Representatives.

02-11-92 03-25-92 03-30-92

SECTION 3. SEARCH AND SCREENING COMMITTEE FOR DIRECTOR OF BUDGET AND FINANCE/TREASURER.

A screening committee composed of five members shall be appointed, one by each of the following committees: Finance Committee, Personnel Board, Board of Assessors, a Town Meeting member appointed by the Moderator, and the Personnel Administrator.

The screening committee shall supervise a national and regional search and recruitment program. The committee shall interview the most qualified applicants recommending no more than three suitable candidates to the Board of Selectmen. The Board of Selectmen must make its appointment from the three candidates submitted by the committee.

03-14-89 05-05-89 05-12-89

SECTION 4. FINANCE COMMITTEE MEMBERSHIP

There shall be a Finance Committee consisting of nine members, three to be appointed annually by the Moderator at the annual town meeting for a term of three years.

03-14-44 05-24-44 05-26-44

COMMITTEES AND COMMISSIONS (cont'd)

Sub-Section 1. FINANCE COMMITTEE MEETINGS

The Finance Committee shall meet at least once in two months and at such other times as shall be deemed necessary by the Chairman or by a majority of the members.

03-14-44 05-24-44 05-26-44

Sub-Section 2. FINANCE COMMITTEE REIMBURSEMENTS

The Finance Committee shall be paid for such expenses incurred in the performance of their duties as may be approved by the Board of Selectmen.

11-18-70 01-06-71 01-13-71

Sub-Section 3. FINANCE COMMITTEE DUTIES

The duties of the Finance Committee shall be:- To investigate all articles on the warrant of the annual and special town meetings and have their decision or recommendation, or disapproval printed after the articles so investigated on said warrant, to investigate the expenditures of any moneys by the town officials, and notify the Board of Selectmen in writing as to whether or not, in their opinion, the expenditure is, or was justified.

03-14-44 05-24-44 05-26-44

SECTION 4A. DARTMOUTH HISTORICAL COMMISSION

- (a) Composition, Term of Office – There shall be a Dartmouth Historical Commission which shall consist of nine members with terms of three years appointed by the Select Board as provided by the General By-Laws of the Town.
- (b) Powers and Duties – The Dartmouth Historical Commission shall have the powers and duties as provided by Town General By-Laws, by MGL Chapter 40, §8D of the General Laws and as otherwise provided by General Law or take any action relative thereto.

05-28-02 07/16/02 07/31/02

SECTION 5. OPEN SPACE PRESERVATION COMMISSION

The Selectmen shall appoint a citizen's committee to be called the OPEN SPACE PRESERVATION COMMISSION, to be comprised of five members, serving staggered terms of three years each. Said members shall not concurrently serve as members of any elected, or appointed Town board or commission. Said Commission shall serve as facilitators for protecting and preserving open space in the Town.

06-14-88 09-23-88 10-04-88

COMMITTEES AND COMMISSIONS (cont'd)

SECTION 6. STREET NAME COMMITTEE

There shall be a Street Name Committee to consist of one member of the Board of Public Works, the Chief of Police and three others to be appointed by the Moderator, one of which shall be the chief engineer of one of the Town's fire districts and two other citizens of the Town. It shall be the duty of the Committee to study any street names which shall be referred for their consideration and which conflict phonetically, or otherwise may cause confusion, with respect to street names already in use in the Town. The committee shall report its findings with recommendations to the Board of Selectmen, the Planning Board, the Town Clerk and the Board of Assessors.

04-04-64 05-01-64 05-08-64

SECTION 7. NON-RESIDENTS – BOARDS/COMMISSIONS/COMMITTEES

No person other than a resident of the Town of Dartmouth shall serve as a voting member on any town board, commission or committee. Town employees who are non-residents may serve as ex-officios.

05-25-99 09-07-99 09-15-99

SECTION 8. MUNICIPAL LAND COMMITTEE

MUNICIPAL LAND COMMITTEE

The purpose of the Municipal Land Committee (“Committee”) is to evaluate existing municipal land requirements, potential new land sites, valuate future municipal land requirements, the feasibility of land acquisitions, and sources of funding; and further to recommend to the Select Board, Finance Committee and/or other appropriate municipal bodies as to the use, custody, control or acquisition of land.

The Committee is to consider the present and future needs for municipal services, public safety, schools, libraries, recreation, parks, open space, conservation areas and recycling throughout the Town. The Committee shall report to the Select Board, Finance Committee and Planning Board at least once annually regarding its activities of the preceding year with any recommendations for immediate or future action.

The Committee shall consist of thirteen (13) members as follows:

- One (1) Selectperson
- One (1) Planning Board Member
- One (1) School Committee Member
- One (1) Finance Committee Member
- One (1) Park Board Member, each to of the above to be appointed by their respective board; and
- The Executive Administrator
- The Planning Director
- The Superintendent of Public Works
- The Director of Finance or their designees; and
- Four (4) Citizens of the Town, two (2) appointed by the Planning Board and two (2) appointed by the Town Moderator

11-14-00 02-07-01 02-13-01

SECTION 9. COMMUNITY PRESERVATION COMMITTEE

Section 1 – Establishment

Pursuant to Massachusetts General Laws chapter 44B, §5 a Community Preservation Committee consisting of nine (9) members is hereby established for the purpose of making recommendations to the Town Meeting for community preservation in accordance with the said statute, the Town ballot voter acceptance and this by-law. The composition of the Committee, the appointing authorities and the terms of office of its members shall be as follows:

One member of the Conservation Commission as designated by the Commission for a term of three years.

One member of the Historical Commission as designated by the Commission for a term of three years.

One member of the Housing Authority as designated by the Authority for a term of three years.

One member of the Park Commission as designated by the Commission for an initial term of one year and thereafter for a term of three years.

One member of the Planning Board as designated by the Board for an initial term of two years and thereafter for a term of three years.

Four citizen members to be appointed by the Select Board; two members to be appointed for a term of one year and thereafter for a term of three years; and two members to be appointed for a term of two years and thereafter for a term of three years.

The members of the Community Preservation Committee may be re-appointed for as many terms as authorized by the Select Board.

Section 2 – Duties

- a) The Community Preservation Committee shall study the needs, possibilities and resources of the Town of Dartmouth regarding community preservation. The Committee shall consult with existing municipal boards, including but not limited to, the Conservation Commission, the Historical Commission, the Planning Board, the Park Board and the Housing Authority. As part of its study, the Committee shall hold one or more public information hearings annually on the needs, possibilities and resources of the Town of Dartmouth regarding community preservation possibilities and resources, notice of which shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the Town.

- b) The Community Preservation Committee shall make recommendations to the Town Meeting for the acquisition and preservation of open space; for the acquisition and preservation of historic resources; for the acquisition and preservation of land for recreational use; for the creation, preservation and support of community housing and for the rehabilitation or restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided in Sections 3 through 7, inclusive, of Chapter 44B of the Massachusetts General Laws (the "Community Preservation Act"), and within the framework of this Article. With respect to community housing, the Committee shall, whenever possible, recommend use of funds for housing for senior citizens or modifications that allow senior citizens to remain in their homes and, wherever possible, the Committee shall recommend use of funds, the reuse of existing buildings or construction of new buildings on previously developed sites. Recommendations to Town Meeting shall include their anticipated costs.
- c) The Community Preservation Committee may include, in its recommendation to the Town Meeting, a recommendation to set aside for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund to accomplish that specific purpose or to set aside for later spending for general purposes that are consistent with community preservation. The Community Preservation Committee may recommend the issuance of general obligation bonds or notes in anticipation of revenues to be raised pursuant to section 3 of the Act, the proceeds of which shall be deposited in the Community Preservation Fund. Bonds or notes so issued may be at such rates of interest as shall be necessary and shall be repaid as soon after such revenues are collected as is expedient. The Town shall make every effort to limit the administrative costs of issuing such bonds by cooperating with other cities and towns using methods including, but not limited to, common issuance of bonds or common retention of bond counsel. Except as otherwise provided in this chapter, bonds or notes issued pursuant to this section shall be subject to the applicable provisions of Chapter 44. The maturities of each issue of bonds or notes issued under this chapter may be arranged so that for each issue the amounts payable in the several years for principal and interest combined shall be as nearly equal as practicable in the opinion of the officers authorized to issue bonds or notes or, in the alternative, in accordance with a schedule providing for a more rapid amortization of principal.
- d) As provided in the Massachusetts Community Preservation Act, no expenditures shall be made from the Community Preservation Fund without the approval of Town Meeting.
- e) The Community Preservation Committee will submit an annual administrative and operating budget for the Community Preservation Committee, which cannot exceed five percent (5%) of the annual revenues in the Community Preservation Fund, to Town Meeting for approval.

Section 3 – Requirements for a quorum

The Community Preservation Committee shall not meet or conduct business without the presence of a quorum. A majority of members of the Community Preservation Committee shall constitute a quorum. The Community Preservation Committee shall approve its actions by a majority vote.

Section 4 – Amendments

This Chapter may be amended from time to time by a majority vote of the Town Meeting, provided the amendments would not cause a conflict to occur with MGL, Chapter 44.

Section 5 – Severability

In case by section, paragraph or part of this Chapter be for any reason declared invalid or unconstitutional by any court of last resort, every other section, paragraph or part shall continue in full force and effect.

Section 6 – Effective Date

Each appointing authority shall have ten days after approval by the Attorney General to make their initial appointments. Should any appointing authority fail to make their appointments within the allotted time, the Select Board shall make the appointment or take any other action relative thereto.

11/13/01 02/12/02 02/13/02

04/01/02

ANNUAL TOWN ELECTION (PASSED)

CROSS REFERENCE

NUMBER OF CONSERVATION COMMISSION MEMBERS (See Section 15 of Wetlands)

The Dartmouth Board of Selectmen may appoint up to four individuals to serve as Associate Members on the Dartmouth Conservation Commission. Each appointed Associate Member is required to attend all of the regularly scheduled Conservation Commission meetings. In the absence of one or more of the seven regular members of the Dartmouth Conservation Commission, an Associate Member shall be asked to sit in for that absentee during a public hearing and so vote as a regular member would.

HISTORIC DISTRICT (See Section 3 of Historic District) 7 members appointed by Select Board.

06-09-98 08-30-98 09-30-98

WATERWAYS ADVISORY COMMITTEE *(See Section 2, Sub-Sec. 2 of Waterways Adv. Com.)

The Town shall have a WATERWAYS ADVISORY COMMITTEE to review, study and make recommendations for Town management and operation of its harbors. This committee shall consist of two ex officio members from the following Town Departments: Board of Health, Selectmen's Office and five members from the citizens of the Town of Dartmouth to be appointed by the Board of Selectmen. All members of said Committee to have equal voting rights. This Committee is to make its report to the 1991 Annual Town Meeting.

01-15-91 03-22-91 04-29-91
11-19-91 02-10-92 02-24-92

WATERWAYS ADVISORY COMMITTEE *(See Sec. 2, Sub-Sec. 1 of Waterways Adv. Com.)

The Town shall have a Waterways Advisory Committee as approved by the January 15, 1991 Special Town Meeting for the purpose of reviewing Waterways Management Practices with recommendations being made to the Board of Selectmen on a regular basis with the objective of improving and better managing the Harbor Resources of the Town. The Board of Selectmen shall appoint each member of the Waterways Advisory Committee for such staggered terms as they may deem appropriate, no term to be less than six months nor to be more than three years.

05-07-91 07-02-91 07-09-91

WATERWAYS ADVISORY COMMITTEE *(See Sec. 2, Sub-Sec. 3 of Waterways Adv. Com.)

The Waterways Advisory Committee on an annual basis shall make recommendations to the Board of Selectmen as to appropriate General By-Law Amendments to regulate and manage Town waterways. The Board of Selectmen shall review and submit the same to Town Meeting as General By-Law Amendments.

05-07-91 07-02-91 07-09-91

COUNCIL ON AGING

SECTION 1. PURPOSE

There hereby is established a Council on Aging under the provision of Chapter 40, Section 8B of the General Laws. Said Council on Aging shall be for the purpose of identifying the needs of the elderly; of enlisting the support and participation of the Town and of its people in the interest of the elderly; of planning, promoting, implementing and co-ordinating services for the benefit of the elderly.

11-18-70 1-6-71 1-13-71

SECTION 2. MEMBERSHIP

The members of the Council on Aging shall be citizens of the Town of Dartmouth. The said Council shall consist of eleven members. The members thereof shall be appointed by the Board of Selectmen.

The membership of said Council shall include one or more persons sixty-five years, or over, in age, one or more of the clergy, one or more visiting nurses and the Director of Recreation. Each member shall serve without pay from the Town.

4-27-76 8-4-76 8-30-76

SECTION 3. APPOINTMENT BY BOARD OF SELECTMEN

Within a reasonable time following the adoption of this by-law, the Board of Selectmen shall appoint three members of the Council on Aging to serve for a period of three years, three members of said Council to serve for a period of two years and three members to serve for a period of one year. As the term of office of each member expires, his successor shall be appointed for a term of three years.

11-18-70 1-6-71 1-13-71

SECTION 4. VACANCY

Whenever a vacancy shall occur in the membership of the Council on Aging by reason of death, resignation, inability to act, or for any other reason, the vacancy shall be filled by appointment by the Board of Selectmen for the remainder of the unexpired term.

11-18-70 1-6-71 1-13-71

SECTION 5. MEETINGS

The Council on Aging shall meet regularly to carry out the intent of its establishment, and for that purpose may enact rules and elect such officers as it deems necessary.

11-18-70 1-6-71 1-13-71

COUNCIL ON WATER RESOURCES

SECTION 1. COUNCIL ON WATER RESOURCES

There hereby is established a Council on Water Resources. Said Council shall be for the purpose of preserving, protecting and developing the water resources of the Town; of enlisting the support and participation of the Town and its citizens in the interest of water conservation and recycling; and to initiate capital improvement plans for water resources.

The Council shall assist all other Town Departments and Agencies in an advisory manner. It shall meet regularly to carry out the intent of its establishment, and for that purpose may enact rules and elect such officers as it deems necessary.

The membership of the Council shall be citizens and employees of the Town. Said Council shall consist of eleven members. The membership shall consist of three citizens of the Town: one member of the Board of Public Works or its appointee; the Supervisor of the Water and Sewer Division of the Department of Public Works; one member of the Board of Health or its appointee; one member of the Planning Board or its appointee; the Zoning Enforcement Officer, (Building Commissioner); the Executive Secretary and one member of the Industrial Development Commission. Each member shall serve the Council without pay from the Town. All members shall serve the council with the appointment or approval of the Select Board.

5-19-81 10-8-81 10-15-81